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VALLEJO CITY UNIFIED SCHOOL DISTRICT

18 UNITED STATES DISTRICT COURT

19 EASTERN DISTRICT OF CALIFORNIA

21 K.D., a minor, by and through his Guardian Ad
Litem, LAQUANTAE DAVIS,

22 Plaintiff,

23 v.

24 CALIBER CHANGEMAKERS ACADEMY;
25 VALLEJO CITY UNIFIED SCHOOL
DISTRICT; RACHAEL WEINGARTEN; AISHA
26 FORD; and DOES 1 through 50, inclusive,

27 Defendants.
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CASE NO.: 2:23-cv-00083-JAM-JDP

**JOINT STIPULATION AND ORDER
TO CONTINUE TIME FOR INITIAL
DISCLOSURES**

Complaint filed: January 13, 2023

IT IS HEREBY STIPULATED BY AND BETWEEN ALL PARTIES AS FOLLOWS:

Plaintiff K.D., a minor, by and through his Guardian Ad Litem, LAQUANTAE DAVIS (“Plaintiff”), and Defendants CALIBER CHANGEMAKERS ACADEMY (“Caliber”), RACHAEL WEINGARTEN (“Weingarten”) AISHA FORD (“Ford”) , and VALLEJO CITY UNIFIED SCHOOL DISTRICT (“VCUSD”), (Caliber, Weingarten, Ford, and VCUSD collectively “Defendants”) (Plaintiff and Defendants, collectively the “Parties”), by and through their respective counsel of record, hereby respectfully apply to this Court for an Order continuing the date for the Parties to exchange Initial Disclosures pursuant to Federal Rule of Civil Procedure (“FRCP”) 26(a)(1) until April 24, 2023.

WHEREAS, on January 13, 2023, Plaintiff filed his Complaint;

WHEREAS, VCUSD was served with Plaintiff’s Complaint on January 20, 2023;

WHEREAS, Caliber, Weingarten, and Ford were served on February 25, 2023 via Waiver of Service of Summons;

WHEREAS, VCUSD filed its Answer to Plaintiff’s complaint on March 10, 2023;

WHEREAS, Caliber, Weingarten, and Ford’s responsive pleading is due on April 12, 2023;

WHEREAS, the Parties met and conferred pursuant to FRCP Rule 26(f) on March 27, 2023, to consider the nature and basis of the claims and defenses, the possibilities for promptly settling or resolving the case; making or arranging for the disclosures required by FRCP Rule 26(a)(1), discussing any issues about preserving discoverable information, and developing a proposed discovery plan;

WHEREAS, the Parties’ Initial Disclosures pursuant to FRCP Rule 26(a)(1) are currently due on April 10, 2023;

WHEREAS, the Parties have agreed to postponing Initial Disclosures until the Parties have had sufficient time to investigate the issues and file meaningful Initial Disclosures, and until a date after Caliber, Weingarten, and Ford’s responsive pleadings are to be filed and served;

WHEREAS, Plaintiff stated they will file and their Initial Disclosures by April 10, 2023, but will give Defendants additional time to file and serve their respective disclosures;

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1 NOW THEREFORE, IT IS HEREBY STIPULATED, between the Parties, to respectfully
2 request the Court set the last date for Defendants to serve Initial Disclosures pursuant to FRCP Rule
3 26(a)(1), be continued until April 24, 2023.

4 **IT IS SO STIPULATED.**

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6 Dated: April 10, 2023

WALKUP, MELODIA, KELLY & SCHOENBERGER

7
8 By: _____
9 KELLY GANCI
10 *Attorneys for Plaintiff,*
K.D., A MINOR, BY AND THROUGH HIS GAL,
LAQUANTAE DAVIS

11 Dated: April 10, 2023

YOUNG, MINNEY & CORR, LLP

12
13 By: _____/s/
14 WENDY A. WALKER
15 *Attorney for Defendants,*
16 CALIBER CHANGEMAKERS ACADEMY; RACHAEL
WEINGARTEN; AND AISHA FORD

17 Dated: April 10, 2023

JOHNSON SCHACHTER & LEWIS, A PLC

18 By: _____
19 KELLIE M. MURPHY
20 *Attorney for Defendants,*
21 VALLEJO CITY UNIFIED SCHOOL DISTRICT
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ORDER

For good cause shown, the above Stipulation is **ADOPTED** as follows:

The last date for the Defendants to submit Initial Disclosures pursuant to FRCP Rule 26(a)(1) is hereby continued until **April 24, 2023**.

IT IS SO ORDERED.

Dated: April 11, 2023

/s/ John A. Mendez

THE HONORABLE JOHN A. MENDEZ

SENIOR UNITED STATES DISTRICT JUDGE